



Gabe S. Meyer
Assistant General Attorney

224841
224842



April 7, 2009

Via Facsimile and UPS Overnight

Surface Transportation Board
395 E Street, SW
Washington, DC 20024

ENTERED
Office of Proceedings

1 APR - 7 2009

Part of
Public Record

Attention: Victoria Rutson

Re: Abandonment and Discontinuance of a Portion of the Lockport Branch in Lafourche Parish, LA—STB Docket Nos. AB-318 (Sub-No. 7X) and AB-33 (Sub-No. 277X)

Dear Ms. Rutson:

Enclosed for filing in the above-referenced matter are the original and ten (10) copies of Louisiana and Delta Railroad, Inc.'s and Union Pacific Railroad Company's joint Environmental and Historic Report, prepared pursuant to 49 C.F.R. Sections 1105.7 and 1105.8, with a Certificate of Service.

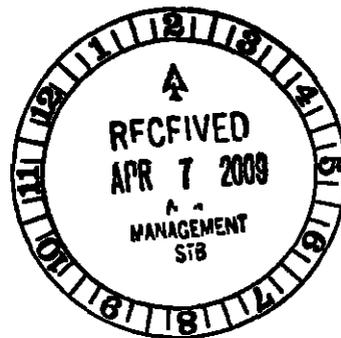
We anticipate filing a Petition for Exemption in this matter on or after April 27, 2009. Please do not hesitate to contact me if you have any questions.

Sincerely,

Gabriel S. Meyer

Enclosures

**BEFORE THE
SURFACE TRANSPORTATION BOARD**



224841

Docket No. AB-318 (Sub-No. 7X)

**LOUISIANA AND DELTA RAILROAD, INC.
--PETITION FOR DISCONTINUANCE EXEMPTION--
IN LAFOURCHE PARISH, LA
(LOCKPORT BRANCH)**

Docket No. AB-33 (Sub-No. 277X)

224842

**UNION PACIFIC RAILROAD COMPANY
--PETITION FOR ABANDONMENT EXEMPTION--
IN LAFOURCHE PARISH, LA
(LOCKPORT BRANCH)**

ENTERED
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Combined Environmental and Historic Report

**LOUISIANA AND DELTA RAILROAD, INC.
Eric M. Hocky
Thorp Reed & Armstrong, LLP
One Commerce Square
2005 Market St, Suite 1910
Philadelphia, PA 19103
(215) 640-8500
(215) 640-8501 FAX**

**UNION PACIFIC RAILROAD COMPANY
Gabriel S. Meyer
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1400 Douglas Street, Mail Stop 1580
Omaha, NE 68179
(402) 544-1658
(402) 501-3393 FAX**

**Dated: April 7, 2009
Filed: April 7, 2009**

**BEFORE THE
SURFACE TRANSPORTATION BOARD**



Docket No. AB-318 (Sub-No. 7X)

**LOUISIANA AND DELTA RAILROAD, INC.
--PETITION FOR DISCONTINUANCE EXEMPTION--
IN LAFOURCHE PARISH, LA
(LOCKPORT BRANCH)**

Docket No. AB-33 (Sub-No. 277X)

**UNION PACIFIC RAILROAD COMPANY
--PETITION FOR ABANDONMENT EXEMPTION--
IN LAFOURCHE PARISH, LA
(LOCKPORT BRANCH)**

Combined Environmental and Historic Report

Louisiana and Delta Railroad, Inc. ("LDRR") and Union Pacific Railroad Company ("UP") submit this Combined Environmental and Historic Report ("EHR") pursuant to 49 C.F.R. § 1105.7(e) and 49 C.F.R. § 1105.8(d), respectively, with respect to the proposed exempt abandonment and discontinuance of a portion of a line of railroad known as the Lockport Branch. The portion of the Lockport Branch proposed for abandonment and discontinuance (the "Line") extends from Milepost 1.7 near Raceland to Milepost 14.2 near Jay, a distance of 12.5 miles in Lafourche Parish, Louisiana. The Line traverses U.S. Postal Service zip codes 70374 and 70394. LDRR and UP anticipate that they will file a joint Petition for Exemption for LDRR to discontinue its lease operation over, and for UP to abandon, the Line on or after April 27, 2009.¹

¹ No environmental or historic report is required with respect to the proposed discontinuance by LDRR. See *Norfolk Southern Railway Company - Discontinuance of Service Exemption - In St Joseph and*

A map of the Line (**Attachment No. 1**) and UP's letter to federal, state and local government agencies (**Attachment No. 2**) are attached to this EHR. Responses received thus far to UP's letters are also attached.

ENVIRONMENTAL REPORT
49 C.F.R. § 1105.7(e)

(1) Proposed action and alternatives. Describe the proposed action, including commodities transported, the planned disposition (if any) of any rail line and other structures that may be involved, and any possible changes in current operations or maintenance practices. Also describe any reasonable alternatives to the proposed action. Include a readable, detailed map and drawings clearly delineating the project.

Response: LDRR and UP plan to respectively discontinue lease operations and abandon a portion of the Lockport Branch (collectively referred to as the "Proposed Action"). The Line that is the subject of the Proposed Action extends from Milepost 1.7 near Raceland to Milepost 14.2 near Jay, a distance of 12.5 miles in Lafourche Parish, Louisiana. A map of the Line is attached as **Attachment No. 1**. LDRR has been the Line's sole operator since 1992, pursuant to a lease agreement with UP.

The line is currently constructed with 113-pound welded rail from Milepost 1.7 to Milepost 3. The balance of the Line, from Milepost 3 to Milepost 14.15, is constructed with 75-pound and 70-pound jointed rail. The date the rail was put in place is unknown.

The right-of-way proposed for abandonment is not suitable for other public purposes, including use as a recreational trail, given the availability of other infrastructure in the area. The Line includes reversionary property interests which could affect the transfer of title or use of the property for other than railroad purposes. Based upon information in UP's possession, the Line does not contain any federally granted

LaPorte Counties, IN, STB Docket No. AB-290 (Sub-No. 307X) (served June 18, 2008), Everett Railroad Company - Discontinuance of Service Exemption - In Blair County, PA, STB Docket No. AB-721X (served November 16, 2007); Columbus and Greenville Railway Company - Discontinuance of Service Exemption - In Greenwood, MS, STB Docket No. AB-297 (Sub-No. 103X) (served July 2, 2007).

right-of-way. Any documentation in UP's possession will be made available to those requesting it.

After the Proposed Action, the closest rail service will be provided via the remaining portion of LDRR's Lockport Branch at Raceland, LA, which connects with the Line that is the subject of the Proposed Action at Milepost 1.7. All population centers along the Line are served by State Highways 1 and 308, which parallel the Line. Both roads intersect with U.S. Highway 90 approximately one mile southeast of Raceland, LA. There is a team track in Raceland, which could be used to serve customers not directly served by rail, and rail service is also available via UP and BNSF Railway Company, whose joint line passes approximately 1.5 miles north of the beginning of the abandonment limits. Additionally, barge service is available in the region.

(2) Transportation System. Describe the effects of the proposed action on regional or local transportation systems and patterns. Estimate the amount of traffic (passenger or freight) that will be diverted to other transportation systems or modes as a result of the proposed action.

Response: LDRR and UP do not expect that abandonment of the Line will result in any impact upon regional or local transportation systems and patterns. LDRR anticipates that there will be little, if any, future demand for service on the Line. During 2008, the last full year of operations, a total of three (3) railcars moved over the Line. No passenger or overhead traffic uses the Line.

(3) Land Use.

(i) Based on consultation with local and/or regional planning agencies and/or a review of the official planning documents prepared by such agencies, state whether the proposed action is consistent with existing land use plans. Describe any inconsistencies.

(ii) Based on consultation with the U.S. Soil Conservation Service, state the effect of the proposed action on any prime agricultural land.

(iii) If the action affects land or water uses within a designated coastal zone, include the coastal zone information required by 49 C.F.R. § 1105.9.

(iv) If the proposed action is an abandonment, state whether or not the right-of-way is suitable for alternative public use under 49 U.S.C. § 10905 and explain why.

Response:

(i) LDRR and UP are unaware of any adverse effects on local and existing land use plans. UP has contacted the office of the Lafourche Parish Supervisors. To date, UP has not received a response regarding the effects on local and existing land use plans.

(ii) UP has contacted the Natural Resources Conservation Service ("NRCS"). To date, UP has not received a response.

(iii) UP has contacted the Louisiana Office of Coastal Restoration and Management. In a response dated March 6, 2009, the Office informed UP that the Proposed Action falls outside the Coastal Zone, and will have no significant impacts upon it. A copy of the response is attached as **Attachment 3**.

(iv) The right-of-way is not suitable for public or alternative use, given the existence of well-developed public infrastructure in the area.

(4) Energy.

(i) Describe the effect of the proposed action on transportation of energy resources.

(ii) Describe the effect of the proposed action on recyclable commodities.

(iii) State whether the proposed action will result in an increase or decrease in overall energy efficiency and explain why.

(iv) If the proposed action will cause diversions from rail to motor carriage of more than:

(A) 1,000 rail carloads a year, or

(B) an average of 50 rail carloads per mile per year for any part of the affected line, quantify the resulting net change in energy consumption and show the data and methodology used to arrive at the figure given.

Response:

(i) There are no effects on the transportation of energy resources, as LDRR anticipates that there will be little, if any, future demand for service on the Line.

(ii) There are no recyclable commodities moved over the Line.

(iii) There will be no change in energy consumption from the proposed action, as LDRR anticipates that there will be little, if any, future demand for service on the Line.

(iv)(A)(B) LDRR does not anticipate that there will be significant rail-to-motor diversion, as LDRR anticipates that there will be little, if any, future demand for service on the Line.

(5) Air. (i) If the proposed action will result in either:

(A) an increase in rail traffic of at least 100% (measured in gross ton miles annually) or an increase of at least eight trains a day on any segment of rail line affected by the proposal, or

(B) an increase in rail yard activity of at least 100% (measured by carload activity), or

(C) an average increase in truck traffic of more than 10% of the average daily traffic or 50 vehicles a day on any affected road segment, quantify the anticipated effect on air emissions. For a proposal under 49 U.S.C. §10901 (or §10505) to construct a new line or reinstitute service over a previously abandoned line, only the eight train a day provision in subsection (5)(i)(A) will apply.

Response: LD RR and UP do not anticipate any such effects, as LD RR anticipates that there will be little, if any, future demand for service on the Line.

(5) Air. (ii) If the proposed action affects a class 1 or nonattainment area under the Clean Air Act, and will result in either:

(A) an increase in rail traffic of at least 50% (measured in gross ton miles annually) or an increase of at least three trains a day on any segment of rail line, or

(B) an increase in rail yard activity of at least 20% (measured by carload activity), or

(C) an average increase in truck traffic of more than 10% of the average daily traffic or 50 vehicles a day on a given road segment, then state whether any expected increased emissions are within the parameters established by the State Implementation Plan. However, for a rail construction under 49 U.S.C. §10901 (or 49 U.S.C §10505), or a case involving the reinstatement of service over a previously abandoned line, only the three train a day threshold in this item shall apply.

Response: There will be no significant, if any, increase in rail traffic, rail yard activity, or truck traffic as a result of the Proposed Action, as LD RR anticipates that there will be little, if any, future demand for service on the Line

(5) Air. (iii) If transportation of ozone depleting materials (such as nitrogen oxide and freon) is contemplated, identify: the materials and quantity; the frequency of service; safety practices (including any speed restrictions); the applicant's safety record (to the extent available) on derailments, accidents and spills; contingency plans to deal with accidental spills; and the likelihood of an accidental release of ozone depleting materials in the event of a collision or derailment.

Response: The Proposed Action will not affect the transportation of ozone depleting materials, as LD RR anticipates that there will be little, if any, future demand for service on the Line.

(6) Noise. If any of the thresholds identified in item (5)(i) of this section are surpassed, state whether the proposed action will cause:

(i) an incremental increase in noise levels of three decibels Ldn or more or

(ii) an increase to a noise level of 65 decibels Ldn or greater. If so, identify sensitive receptors (e.g., schools, libraries, hospitals, residences, retirement communities, and nursing homes) in the project area and quantify the noise increase for these receptors if the thresholds are surpassed.

Response: Not applicable.

(7) Safety.

(i) Describe any effects of the proposed action on public health and safety (including vehicle delay time at railroad grade crossings).

(ii) If hazardous materials are expected to be transported, identify: the materials and quantity; the frequency of service; whether chemicals are being transported that, if mixed, could react to form more hazardous compounds; safety practices (including any speed restrictions); the applicant's safety record (to the extent available) on derailments, accidents and hazardous spills; the contingency plans to deal with accidental spills; and the likelihood of an accidental release of hazardous materials.

(iii) If there are any known hazardous waste sites or sites where there have been known hazardous materials spills on the right-of-way, identify the location of those sites and the types of hazardous materials involved.

Response: (i) The Proposed Action will have no detrimental effects on public health and safety.

(ii) The Proposed Action will not affect the transportation of hazardous materials, as LDRR anticipates that there will be little, if any, future demand for service on the Line.

(iii) There are no known hazardous materials waste sites or locations where known hazardous material spills have occurred on or along the Line's right-of-way.

(8) Biological resources.

(i) Based on consultation with the U.S. Fish and Wildlife Service, state whether the proposed action is likely to adversely affect endangered or threatened species or areas designated as a critical habitat, and if so, describe the effects.

(ii) State whether wildlife sanctuaries or refuges, National or State parks or forests will be affected, and describe any effects.

Response: (i) UP has contacted the U.S. Fish and Wildlife Service. In a response dated February 12, 2009, the agency informed UP that the Proposed Action will have no impact upon Federal trust resources. A copy of the response is attached as Attachment 4.

(ii) UP has contacted the National Park Service. To date, UP has not received a response.

(9) Water.

(i) Based on consultation with State water quality officials, state whether the proposed action is consistent with applicable Federal, State or local water quality standards. Describe any inconsistencies.

(ii) Based on consultation with the U.S. Army Corps of Engineers, state whether permits under Section 404 of the Clean Water Act (33 U.S.C. § 1344) are required for the proposed action and whether any designated wetlands or 100-year flood plains will be affected. Describe the effects.

(iii) State whether permits under Section 402 of the Clean Water Act (33 U.S.C. § 1342) are required for the proposed action. (Applicants should contact the U.S. Environmental Protection Agency or the state

environmental protection or equivalent agency if they are unsure whether such permits are required.)

Response: (i) UP has contacted the U.S. Environmental Protection Agency Regional

Office. To date, UP has not received a response.

(ii) UP has contacted the U. S. Army Corps of Engineers. To date, UP has not received a response.

(iii) UP does not anticipate that there will be any requirements for Section 402 permits. UP has contacted the Louisiana Environmental Protection Agency. To date, UP has not received a response.

(10) Proposed Mitigation Describe any actions that are proposed to mitigate adverse environmental impacts, indicating why the proposed mitigation is appropriate

Response: There are no known adverse environmental impacts.

HISTORIC REPORT
49 C.F.R. § 1105.8(d)

(1) A U.S.G.S. topographic map (or an alternate map drawn to scale and sufficiently detailed to show buildings and other structures in the vicinity of the proposed action) showing the location of the proposed action, and the locations and approximate dimensions of railroad structures that are 50 years old or older and are part of the proposed action:

Response: See the Attachment 1 map and the UP's letter to the Louisiana State Historical Society ("SHPO") attached as Attachment 5.

(2) A written description of the right-of-way (including approximate widths to the extent known), and the topography and urban and/or rural characteristics of the surrounding area:

Response: Most of the Line's right-of-way is 50 feet wide, while certain sections are 75 feet wide. The Line passes through a combination of residential, industrial, commercial, and agricultural areas. The Line's topography is generally level.

(3) Good quality photographs (actual photographic prints, not photocopies) of railroad structures on the property that are 50 years old or older and of the immediately surrounding area:

Response: UP has provided the SHPO with photographs of each of the structures on the property that are 50 years old or older. A copy of the letter to the SHPO and photographs is attached as Attachment 5. To date, UP has not received a response from the SHPO.

(4) The date(s) of construction of the structure(s), and the date(s) and extent of any major alterations to the extent such information is known:

Response: See UP's letter to the SHPO (Attachment 5).

(5) A brief narrative history of carrier operations in the area, and an explanation of what, if any, changes are contemplated as a result of the proposed action:

Response: The portion of the Line from Raceland to Lockport, LA (near Milepost 9) was constructed by Morgan's Louisiana and Texas Railroad and Steamship Company in 1892. The portion from near Milepost 9 to the end of the Line near Jay, LA was constructed in 1930 by the same company. LDRR and UP propose to discontinue service over and abandon the Line as a result of the Proposed Action.

(6) A brief summary of documents in the carrier's possession, such as engineering drawings, that might be useful in documenting a structure that is found to be historic:

Response: UP does not have any relevant documentation.

(7) An opinion (based on readily available information in the UP's possession) as to whether the site and/or structures meet the criteria for listing on the National Register of Historic Places (36 C.F.R. § 60.4), and whether there is a likelihood of archeological resources or any other previously unknown historic properties in the project area, and the basis for these opinions (including any consultations with the State Historic Preservation Office, local historical societies or universities):

Response: At this time, UP knows of no historic sites or structures or archeological resources in the project area. As noted in UP's letter to the SHPO (Attachment 5), the Line includes two bridges that are more than 50 years old.

(8) A description (based on readily available information in the railroad's possession) of any known prior subsurface ground disturbance or fill, environmental conditions (naturally occurring or manmade) that might affect the archeological recovery of resources (such as swampy conditions or the presence of toxic wastes), and the surrounding terrain.

Response: UP does not have any such readily available information.

(9) Within 30 days of receipt of the historic report, the State Historic Preservation Officer may request the following additional information regarding specified non-railroad owned properties or groups of properties immediately adjacent to the railroad right-of-way. Photographs of specified properties that can be readily seen from the railroad right-of-way (or other public rights-of-way adjacent to the property) and a written description of any previously discovered archeological sites, identifying the locations and type of the site (i.e., prehistoric or native American):

Response: Not applicable.

Dated this 7th day of April 2009.

Respectfully submitted,



LOUISIANA AND DELTA RAILROAD, INC.

Eric M. Hocky

Thorp Reed & Armstrong, LLP

One Commerce Square

2005 Market St, Suite 1910

Philadelphia, PA 19103

(215) 640-8500

(215) 640-8501 FAX



UNION PACIFIC RAILROAD COMPANY

Gabriel S. Meyer

Assistant General Attorney

1400 Douglas Street, Mail Stop 1580

Omaha, Nebraska 68179

(402) 544-1658

(402) 601-3393 FAX

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Combined Environmental and Historic Report ("EHR") in STB Docket Numbers AB-318 (Sub-No. 7X) and AB-33 (Sub-No. 277X), for discontinuance and abandonment of a portion of the Lockport Branch in Lafourche Parish, Louisiana was served by first class mail, postage prepaid, on the 7th day of April, 2009 on the parties listed below. The form letter contained in the Appendix to 49 C.F.R. Section 1105.11 was used to transmit the EHR

Department of Transportation & Development
Office of Planning and Research
PO Box 94245
Baton Rouge, LA 70804-9245

State Environmental Protection Agency:
Louisiana Environmental Protection Agency
PO Box 4301
Baton Rouge, LA 70821-4301

State Coastal Zone Management Agency:
Coastal Management Division
PO Box 44487
Baton Rouge, LA 70804-4487

Head of each County:
Lafourche Parish Supervisors
PO Drawer 5548
Thibodaux, LA 70302-8427

Environmental Protection Agency
(Southeast Region):
U.S. Environmental Protection Agency
Region 6
1445 Ross Avenue
Dallas, TX 75202

U.S. Fish and Wildlife Service:
U.S. Fish & Wildlife Service, Southeast Region 4
1675 Century Blvd
Atlanta, GA 30345

U.S. Army Corps of Engineers:
U.S. Army Corps of Engineers,
Vicksburg District
E Clay Street
Vicksburg, MS 39183

National Park Service:
Southeast Regional Office
75 Spring Street, Ste. 1130
Atlanta, GA 30303

U.S. Natural Resources Conservation Service:
Attn. Public Affairs Division
PO Box 2890
Washington, DC 20013

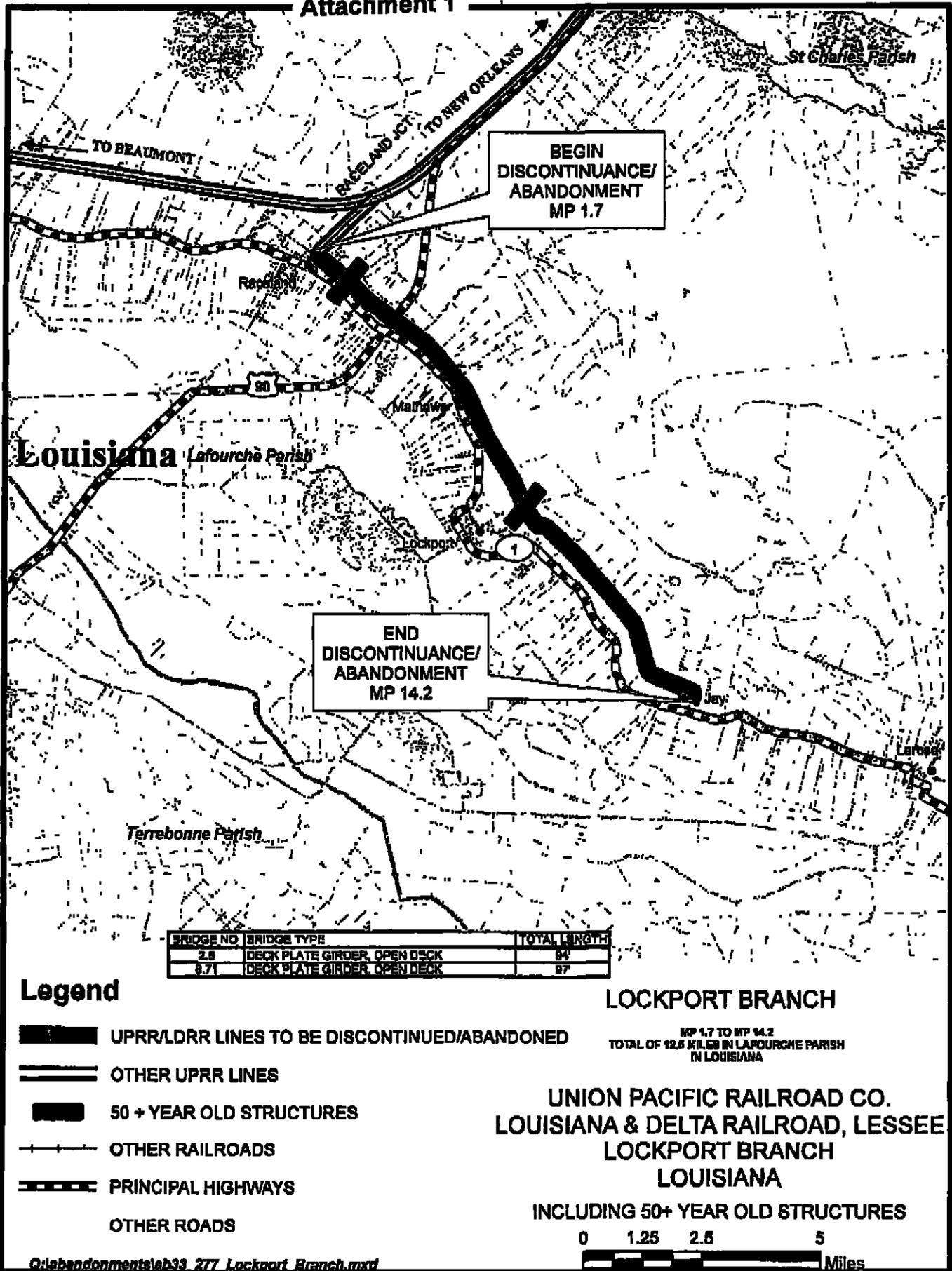
National Geodetic Survey:
National Geodetic Survey SSMC-3 #9202
1315 E-W Highway
Silver Spring, MD 20910-3282

State Historic Preservation Office:
Louisiana Division of Historic Preservation
PO Box 44247
Baton Rouge, LA 70804



Gabriel S. Meyer

Attachment 1



**BEGIN
DISCONTINUANCE/
ABANDONMENT
MP 1.7**

**END
DISCONTINUANCE/
ABANDONMENT
MP 14.2**

BRIDGE NO	BRIDGE TYPE	TOTAL LENGTH
2.6	DECK PLATE GIRDER, OPEN DECK	84
6.71	DECK PLATE GIRDER, OPEN DECK	97

Legend

- UPRR/LDRR LINES TO BE DISCONTINUED/ABANDONED
- OTHER UPRR LINES
- 50 + YEAR OLD STRUCTURES
- OTHER RAILROADS
- PRINCIPAL HIGHWAYS
- OTHER ROADS

LOCKPORT BRANCH

MP 1.7 TO MP 14.2
TOTAL OF 12.5 MILES IN LAFOURCHE PARISH
IN LOUISIANA

**UNION PACIFIC RAILROAD CO.
LOUISIANA & DELTA RAILROAD, LESSEE
LOCKPORT BRANCH
LOUISIANA**

INCLUDING 50+ YEAR OLD STRUCTURES



G:\abandonments\ab33_277_Lockport_Branch.mxd

Attachment 2

January 30, 2009

**Department of Transportation & Development
Office of Planning and Research
PO Box 94245
Baton Rouge, LA 70804-9245**

**State Environmental Protection Agency:
Louisiana Environmental Protection Agency
PO Box 4301
Baton Rouge, LA 70821-4301**

**State Coastal Zone Management Agency
(if applicable):
Coastal Management Division
PO Box 44487
Baton Rouge, LA 70804-4487**

**Head of each County:
Lafourche Parish Supervisors
PO Drawer 5548
Thibodaux, LA 70302-8427**

**Environmental Protection Agency
(Southeast Region):
U.S. Environmental Protection Agency
Region 6
1445 Ross Avenue
Dallas, TX 75202**

**U.S. Fish and Wildlife:
U.S. Fish & Wildlife Service, Southeast Region 4
1875 Century Blvd
Atlanta, GA 30345**

**U.S. Army Corps of Engineers:
U S. Army Corps of Engineers,
Vicksburg District
E Clay Street
Vicksburg, MS 39183**

**National Park Service:
Southeast Regional Office
75 Spring Street, Ste. 1130
Atlanta, GA 30303**

**U.S. Natural Resources Conservation Service:
Attn: Public Affairs Division
PO Box 2890
Washington, DC 20013**

**National Geodetic Survey:
National Geodetic Survey SSMC-3 #9202
1315 E-W Highway
Silver Spring, MD 20910-3282**

**State Historic Preservation Office:
5801 St Charles Avenue
New Orleans, LA 70115**

Re: **Proposed Discontinuance of Leased Operations and Abandonment of the Lockport Branch from Milepost 1.7 near the City of Raceland to Milepost 14.2 near the City of Jay, a distance of 12.5 miles in Lafourche Parish, Louisiana; STB Docket No. AB-318 (Sub-No. 7X) and AB-33 (Sub-No. 277X).**

Dear Sirs:

Louisiana & Delta Railroad ("LDR") and Union Pacific Railroad Company ("UP") plan to request authority from the Surface Transportation Board ("STB") to respectively discontinue lease operations on and

abandon the Lockport Branch from Milepost 1.7 near the City of Raceland to Milepost 14.2 near the City of Jay, a distance of 12.5 miles in Lafourche Parish, Louisiana. A map of the line is attached.



This letter supersedes a previous letter that UP sent you on January 14, 2009 addressing the same proposed actions. The January 14 letter inadvertently referenced incorrect docket numbers and did not refer to the appropriate parish and state.

Pursuant to the STB's regulations at 49 C.F.R. Part 1152, and the environmental regulations at 40 C.F.R. Part 1105.7, this is to again request your assistance in identifying any potential effects of this action as indicated in the paragraphs below. We do not anticipate any adverse environmental impacts. However, if you identify any adverse environmental impacts, describe any actions that are proposed in order to mitigate the environmental impacts. Please provide us with a written response that can be included in an Environmental Report, which will be sent to the STB.

LOCAL AND/OR REGIONAL PLANNING AGENCIES State whether the proposed action is consistent with existing land use plans. Describe any inconsistencies.

U.S. SOIL CONSERVATION SERVICE State the effect of the proposed action on any prime agricultural land.

U.S. FISH AND WILDLIFE SERVICE (And State Game And Parks Commission, If Addressed) State (1) whether the proposed action is likely to adversely affect endangered or threatened species or areas designated as a critical habitat, and if so, describe the effects, and (2) whether wildlife sanctuaries or refuges, National or State parks or forests will be affected, and describe any effects.

STATE WATER QUALITY OFFICIALS State whether the proposed action is consistent with applicable Federal, State or Local water quality standards. Describe any inconsistencies.

U.S. ARMY CORPS OF ENGINEERS State (1) whether permits under Section 404 of the Clean Water Act (33 U.S.C. § 1344) are required for the proposed action and (2) whether any designated wetlands or 100-year flood plains will be affected. Describe the effects.

U.S. ENVIRONMENTAL PROTECTION AGENCY AND STATE ENVIRONMENTAL PROTECTION (OR EQUIVALENT AGENCY) (1) identify any potential effects on the surrounding area, (2) identify the location of hazardous waste sites and known hazardous material spills on the right-of-way and list the types of hazardous materials involved, and (3) state whether permits under Section 402 of the Clean Water Act (33 U.S.C. § 1342) are required for the proposed action.

Thank you for your assistance. Please send your reply to the undersigned. If you need further information, please contact me at (402) 544-1643.

Sincerely,

A handwritten signature in cursive script that reads "Colleen K. Graham".

Colleen K. Graham
Paralegal
Union Pacific Railroad
Law Department
1400 Douglas St.
Stop 1580
Omaha, NE 68179
(w) 402-544-1643
cgraham@up.com
Enclosure(s)



Attachment 3

BOBBY JINDAL
GOVERNOR

SCOTT A. ANGELLE
SECRETARY

State of Louisiana

DEPARTMENT OF NATURAL RESOURCES

OFFICE OF COASTAL RESTORATION AND MANAGEMENT

March 6, 2009

Colleen K. Graham
Paralegal, Union Pacific Railroad
Law Department
1400 Douglas Street
Stop 1580
Omaha, Nebraska 68179

RE: C20090107, Coastal Zone Consistency
Union Pacific Railroad
Surface Transportation Board
Federal License or Permit
Abandonment of 12.5 miles of railroad track near Raceland
STB Docket No. AB-318 (Sub-No. 7X)
Lafourche Parish, Louisiana

Dear Ms. Graham:

The above referenced project has been reviewed for consistency with the Louisiana Coastal Resources Program as required in Section 307 (c) of the Coastal Zone Management Act of 1972, as amended. It has been determined that the captioned project falls outside the Coastal Zone and has no significant effects on the Coastal Zone. The project, therefore, requires no formal consistency review and this Department has no objection.

It should be noted that another project in the same area may be deemed to impact the Coastal Zone and require consistency review. For this reason we request that you continue to submit applications to this Department for any other projects in the area. If you have any questions concerning this determination please contact Carol Crapanzano of the Consistency Section at (225) 342-9425 or 1-800-267-4019.

Sincerely,

Jim Rives
Administrator

JR/JDH/cmc

cc: David Butler, LDWF

Environmental Analysis Section, Surface Transportation Board

Coastal Management Division • Post Office Box 44487 • Baton Rouge, Louisiana 70804-4487

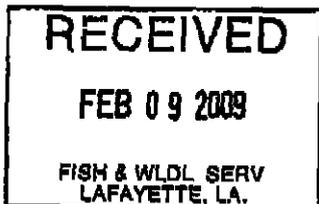
(225) 342-7591 • Fax (225) 342-9439 • <http://www.dnr.state.la.us>

An Equal Opportunity Employer

RECEIVED FEB 03 2009

Attachment 4

Patti



Law Department

January 30, 2009

Department of Transportation & Development
Office of Planning and Research
PO Box 94245
Baton Rouge, LA 70804-9245

U.S. Army Corps of Engineers:
U. S. Army Corps of Engineers,
Vicksburg District
E Clay Street
Vicksburg, MS 39183

State Environmental Protection Agency:
Louisiana Environmental Protection Agency
PO Box 4301
Baton Rouge, LA 70821-4301

National Park Service:
Southeast Regional Office
75 Spring Street, Ste 1130
Atlanta, GA 30303

State Coastal Zone Management Agency
(If applicable):
Coastal Management Division
PO Box 44487
Baton Rouge, LA 70804-4487

U.S. Natural Resources Conservation Service:
Attn: Public Affairs Division
PO Box 2890
Washington, DC 20013

Head of each County:
Lafourche Parish Supervisors
PO Drawer 5548
Thibodaux, LA 70302-8427

National Geodetic Survey:
National Geodetic Survey SSMC-3 #0202
1315 E-W Highway
Silver Spring, MD 20910-3282

Environmental Protection Agency
(Southeast Region):
U.S. Environmental Protection Agency
Region 6
1445 Ross Avenue
Dallas, TX 75202

State Historic Preservation Office:
5801 St. Charles Avenue
This project is not likely to have a significant effect on historic resources for effects to Federal trust resources under our jurisdiction and currently protected by the Endangered Species Act of 1973 (Act). The project, as proposed, will have no effect on those resources. is not likely to adversely affect those resources. This finding fulfills the requirements under Section 7(a)(2) of the Act

U.S. Fish and Wildlife:
U.S. Fish & Wildlife Service, Southeast Region 4
1875 Century Blvd
Atlanta, GA 30345

Daniel A. Sullivan Feb 12, 2009
Acting Supervisor Date
Louisiana Field Office
U.S. Fish and Wildlife Service

Re: Proposed Discontinuance of Leased Operations and Abandonment of the Lockport Branch from Milepost 1.7 near the City of Raceland to Milepost 14.2 near the City of Jay, a distance of 12.5 miles in Lafourche Parish, Louisiana; STB Docket No. AB-318 (Sub-No. 7X) and AB-33 (Sub-No. 277X).

Dear Sirs:

Louisiana & Delta Railroad ("LDR") and Union Pacific Railroad Company ("UP") plan to request authority from the Surface Transportation Board ("STB") to respectively discontinue lease operations on and

abandon the Lockport Branch from Milepost 1.7 near the City of Raceland to Milepost 14.2 near the City of Jay, a distance of 12.5 miles in Lafourche Parish, Louisiana. A map of the line is attached

This letter supersedes a previous letter that UP sent you on January 14, 2009 addressing the same proposed actions. The January 14 letter inadvertently referenced incorrect docket numbers and did not refer to the appropriate parish and state.

Pursuant to the STB's regulations at 49 C.F.R. Part 1152, and the environmental regulations at 40 C.F.R. Part 1106.7, this is to again request your assistance in identifying any potential effects of this action as indicated in the paragraphs below. We do not anticipate any adverse environmental impacts. However, if you identify any adverse environmental impacts, describe any actions that are proposed in order to mitigate the environmental impacts. Please provide us with a written response that can be included in an Environmental Report, which will be sent to the STB.

LOCAL AND/OR REGIONAL PLANNING AGENCIES. State whether the proposed action is consistent with existing land use plans. Describe any inconsistencies.

U.S. SOIL CONSERVATION SERVICE State the effect of the proposed action on any prime agricultural land

U.S. FISH AND WILDLIFE SERVICE (And State Game And Parks Commission, if Addressed) State (1) whether the proposed action is likely to adversely affect endangered or threatened species or areas designated as a critical habitat, and if so, describe the effects, and, (2) whether wildlife sanctuaries or refuges, National or State parks or forests will be affected, and describe any effects.

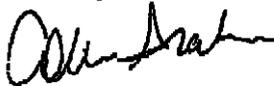
STATE WATER QUALITY OFFICIALS. State whether the proposed action is consistent with applicable Federal, State or Local water quality standards. Describe any inconsistencies.

U.S. ARMY CORPS OF ENGINEERS. State (1) whether permits under Section 404 of the Clean Water Act (33 U.S.C. § 1344) are required for the proposed action and (2) whether any designated wetlands or 100-year flood plains will be affected. Describe the effects.

U.S. ENVIRONMENTAL PROTECTION AGENCY AND STATE ENVIRONMENTAL PROTECTION (OR EQUIVALENT AGENCY). (1) Identify any potential effects on the surrounding area, (2) identify the location of hazardous waste sites and known hazardous material spills on the right-of-way and list the types of hazardous materials involved, and (3) state whether permits under Section 402 of the Clean Water Act (33 U.S.C. § 1342) are required for the proposed action.

Thank you for your assistance. Please send your reply to the undersigned. If you need further information, please contact me at (402) 544-1643.

Sincerely,



Colleen K. Graham
Paralegal
Union Pacific Railroad
Law Department
1400 Douglas St.
Stop 1580
Omaha, NE 68179
(w) 402-544-1643
cgraham@up.com
Enclosure(s)

Attachment 5



January 30, 2009

Louisiana State Historical Society
5601 St. Charles Avenue
New Orleans, LA 70115

Re: Proposed Discontinuance of Leased Operations and Abandonment of the Lockport Branch from Mile Post 1.7 near the City of Raceland to Milepost 14.2 near the City of Jay, a distance of 12.5 miles in Lafourche Parish, Louisiana, STB Docket No. AB-318x (Sub No. 7X) and AB-33 (Sub No. 277X)

Dear Sir

On January 14, 2009, UP sent you a letter concerning plans to request from the STB to abandon (UP) and discontinue lease operations (LDR) on the Lockport Branch from Mile Post 1.7 near the City of Raceland to Milepost 14.2 near the City of Jay, a distance of 12.5 miles in Lafourche Parish, Louisiana. The letter referenced the incorrect docket numbers and inadvertently did not refer to the appropriate parish and state.

Enclosed for your review are photographs of below listed bridges. Also enclosed is a map of the proposed abandonment. The bridges are as follows:

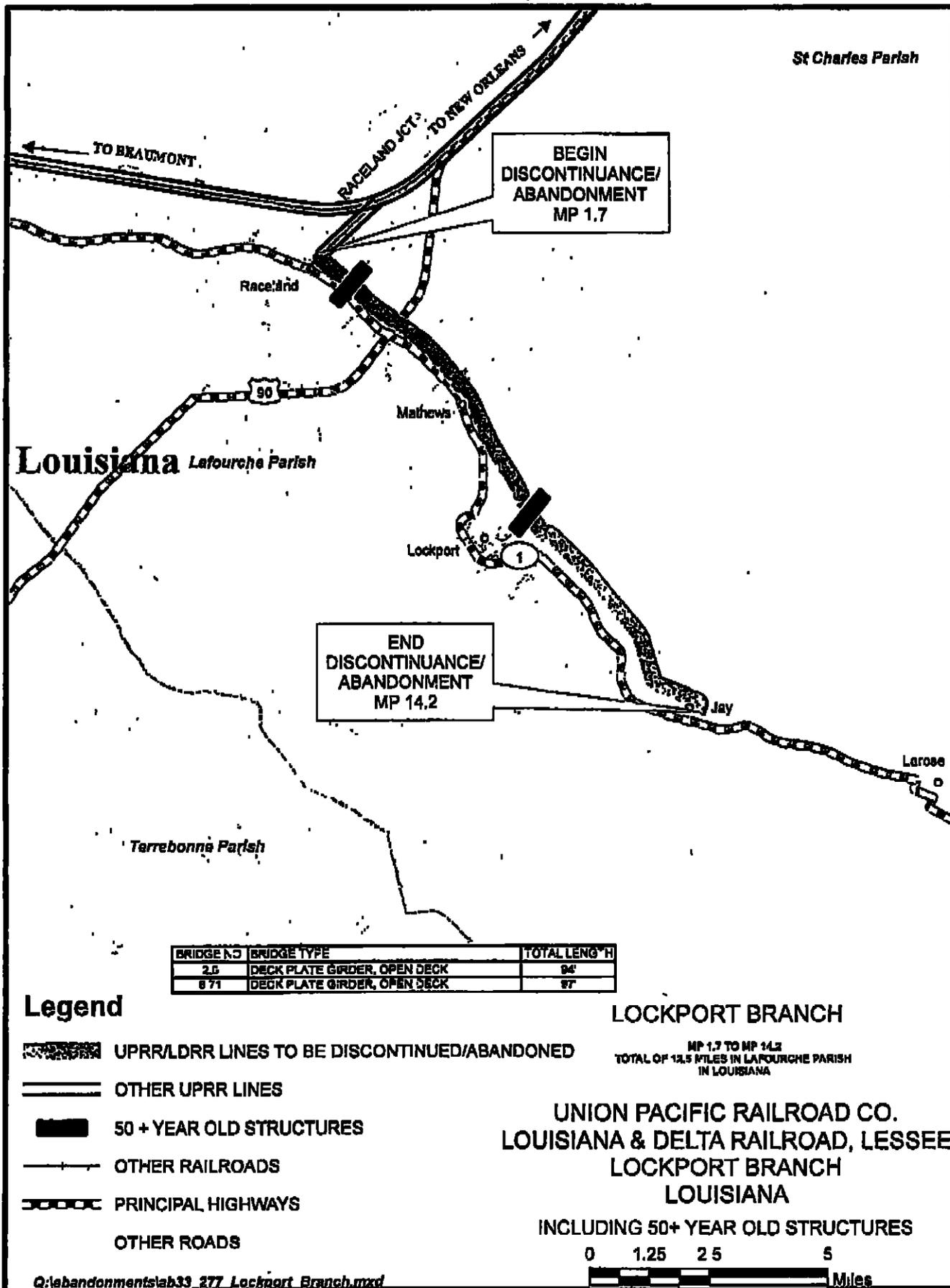
<u>Milepost</u>	<u>Description</u>	<u>Length</u>	<u>Year Constructed</u>
2.5	Deck Plate Girder, Open Deck	94'	Unknown
8.71	Deck Plate Girder, Open Deck	97'	Unknown

Please advise if there is any historical significance to these bridges.

Sincerely,

A handwritten signature in black ink, appearing to read "Colleen K. Graham".

Colleen K. Graham
Paralegal
Union Pacific Railroad
Law Department
1400 Douglas St., Stop 1580
Omaha, NE 68179
(w) 402-544-1643
(f) 402-501-0132
cgraham@up.com
Enclosure(s)



St Charles Parish

TO BEAUMONT

RACELAND JCT TO NEW ORLEANS

BEGIN DISCONTINUANCE/ ABANDONMENT MP 1.7

Raceland

90

Louisiana Lafourche Parish

Mathews

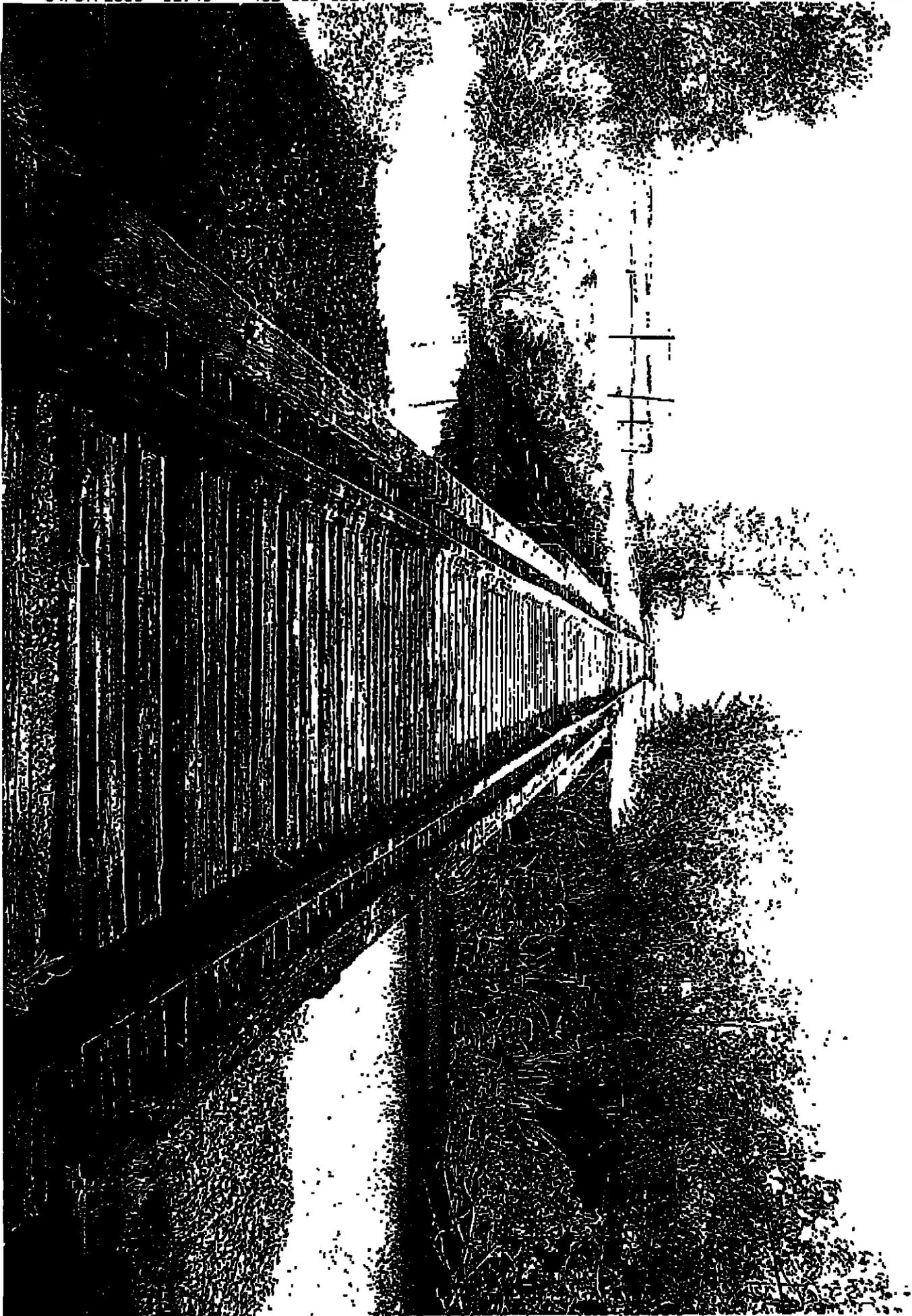
Lockport

END DISCONTINUANCE/ ABANDONMENT MP 14.2

Jay

Larose

Terrebonne Parish

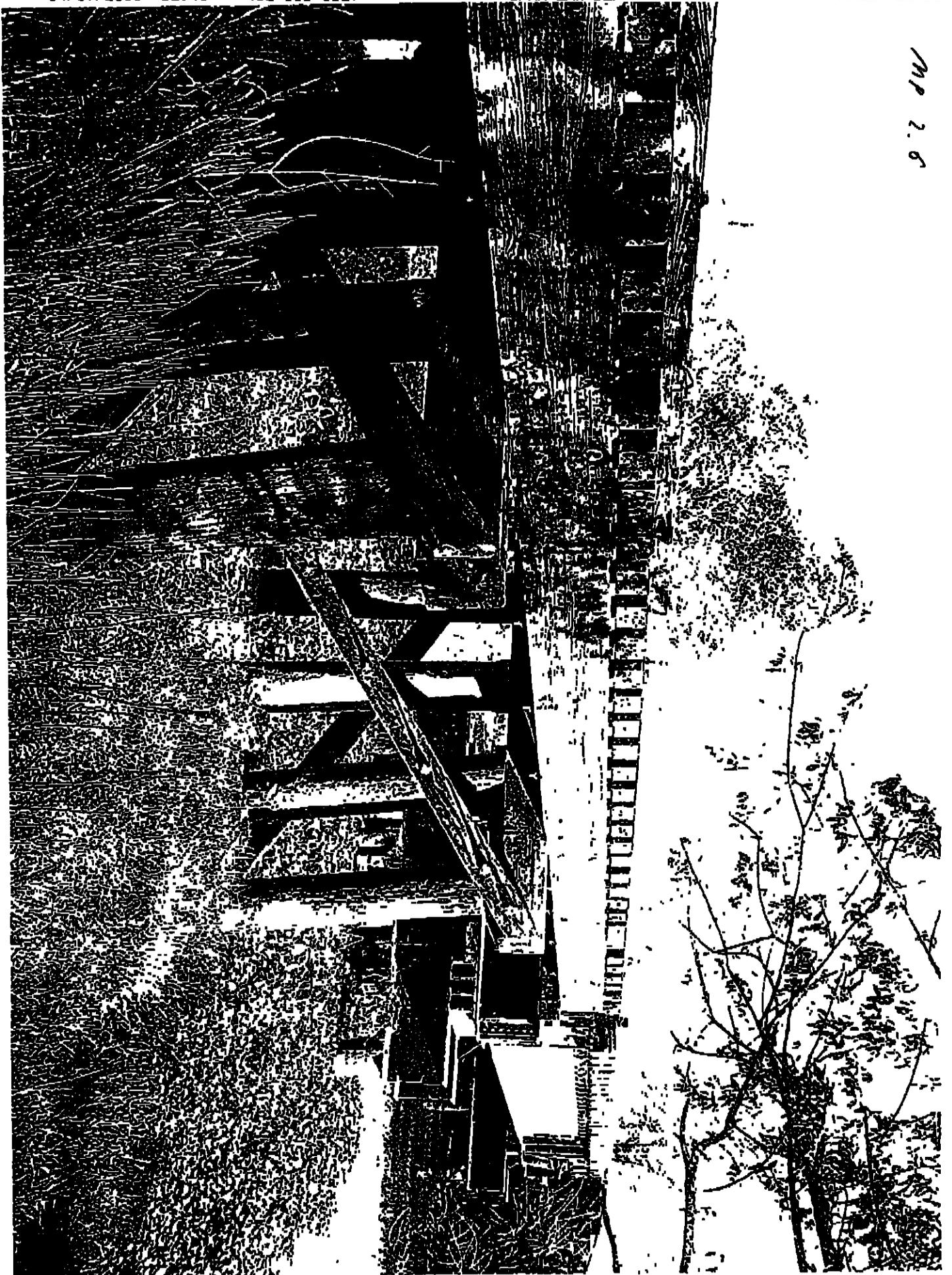


MP 2.6

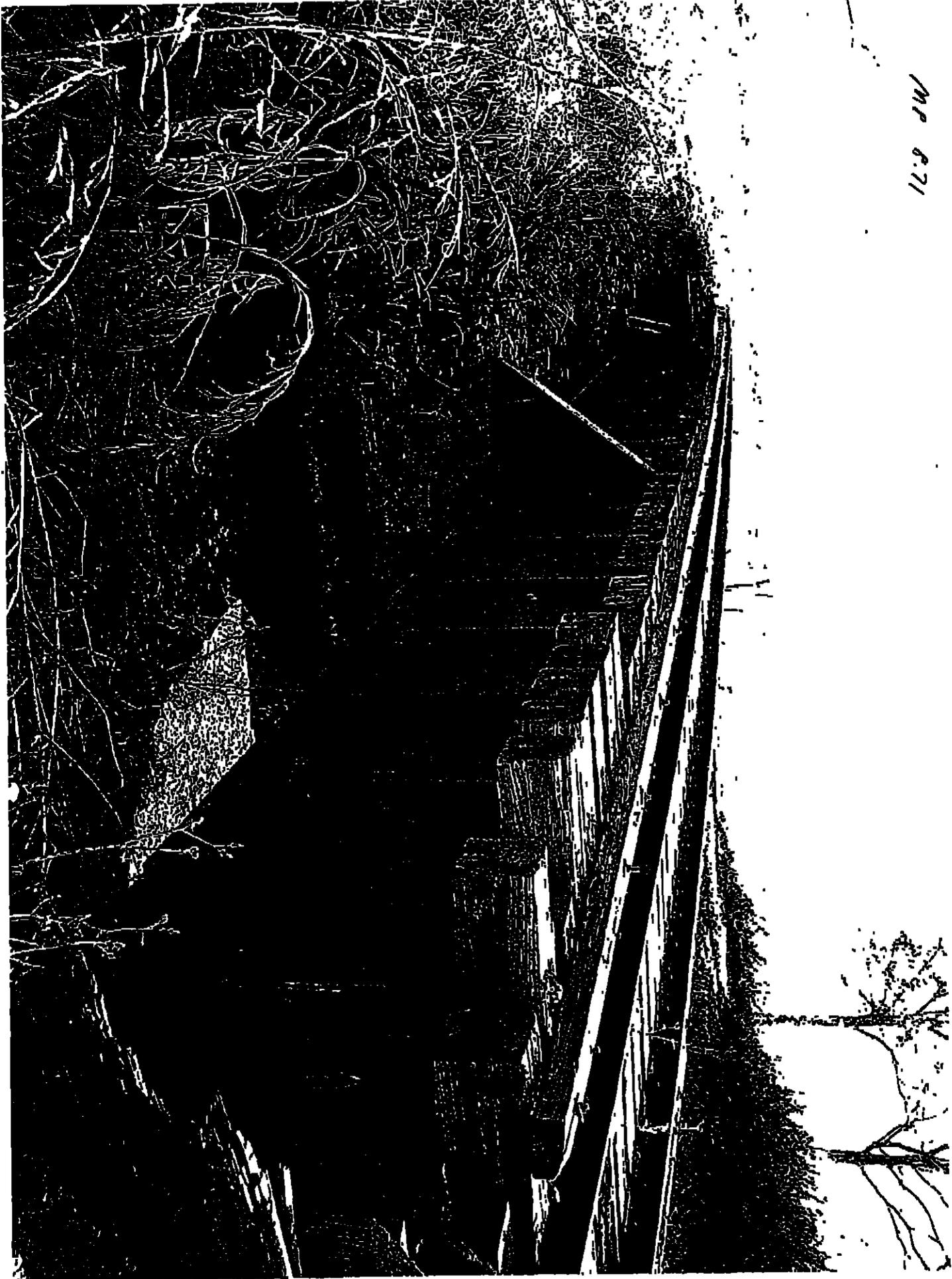
MP 2.6



MP 2.6

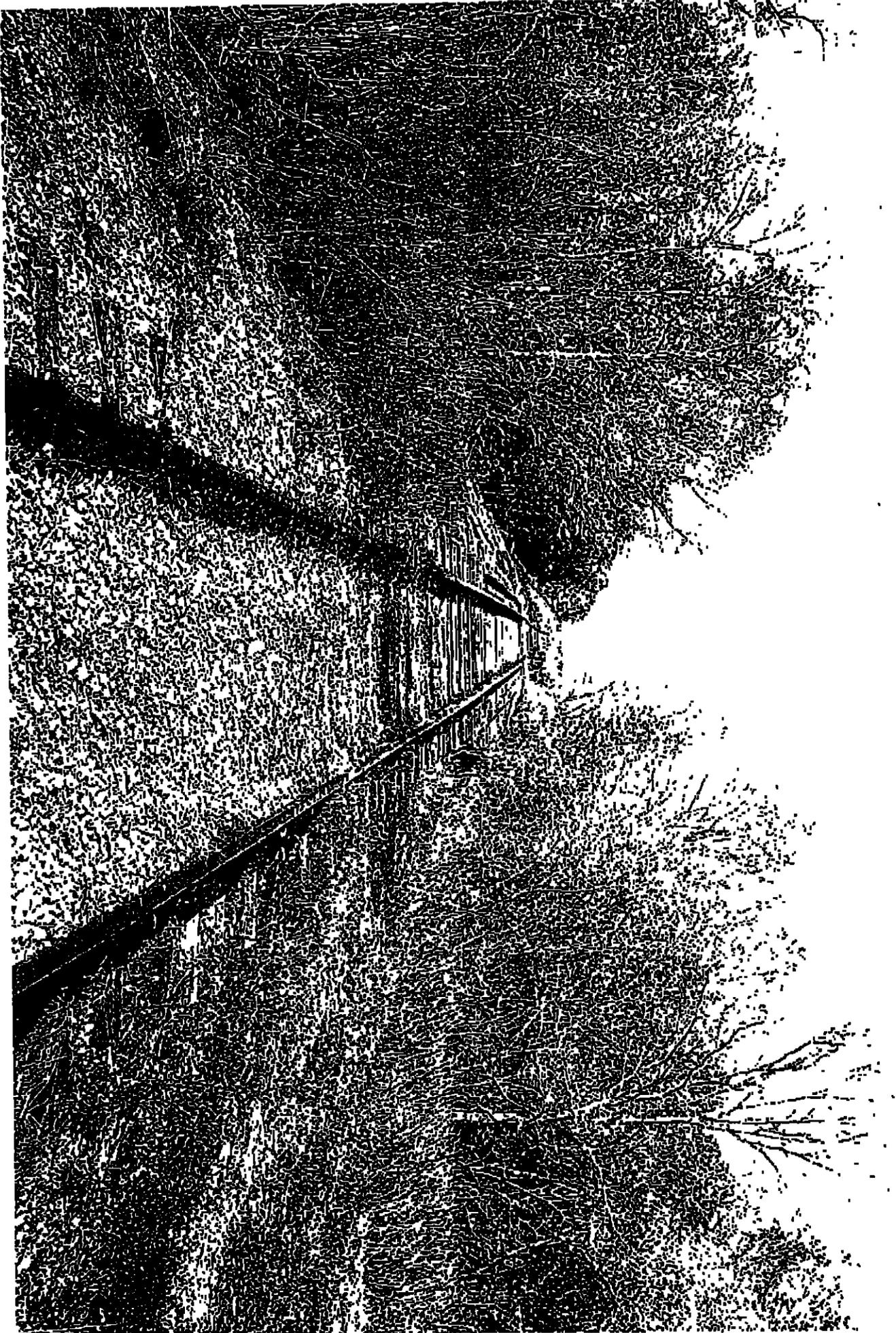


MP 8.71

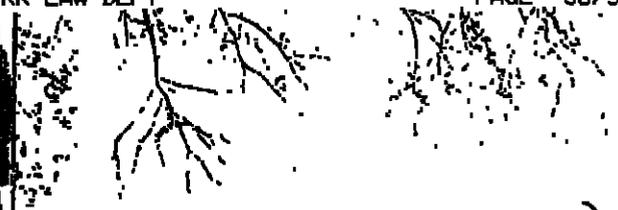
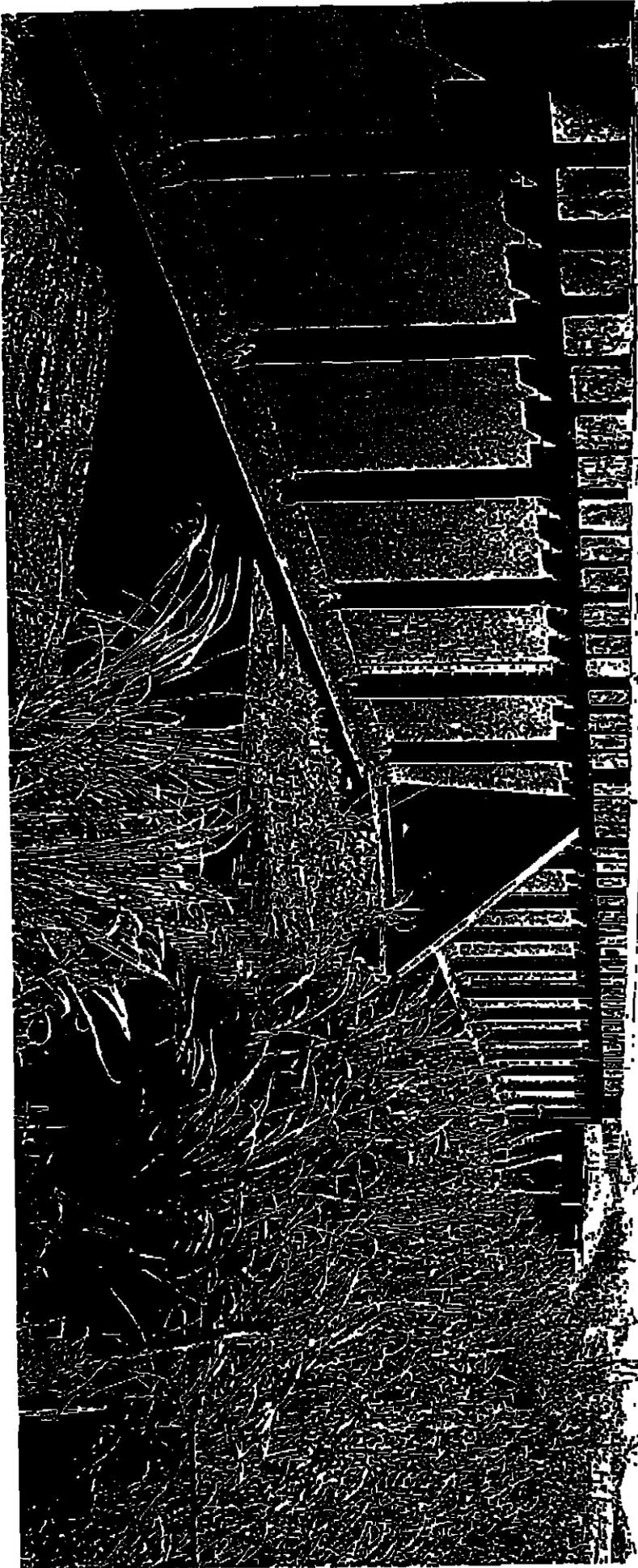




MP 8.71



AP 0.71



MP P. 71